

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 30TH JANUARY 2007 / 10TH MAGHA 1928

W.P.(C).No. 2928 of 2007(W)

PETITIONER:

T.M.KOYA, S/O.KUNHIKOYA,
NOORIMASKAN HOUSE, PUTHIYANGADI, KOZHIKODE.

BY ADV. SRI.P.V.KUNHIKRISHNAN

RESPONDENTS:

1. DISTRICT COLLECTOR/CHAIRMAN,
KOZHIKODE MEDICAL COLLEGE HOSPITAL
DEVELOPMENT SOCIETY, KOZHIKODE.
2. HOSPITAL DEVELOPMENT SOCIETY,
REPRESENTED BY ITS SECRETARY & TREASURER,
MEDICAL COLLEGE HOSPITAL, KOZHIKODE.

BY GOVERNMENT PLEADER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 30/01/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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W.P.(C)No.2928 Of 2007

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Dated this the 30th day of January, 2007.

J U D G M E N T

Petitioner seeks a direction to the 1st respondent to consider Ext.P2, a representation which is stated to have been filed by the petitioner. According to the petitioner, he is now conducting the light refreshment stall and staff canteen in Medical College Hospital, Kozhikode. Owing to certain allegations at the instance of the person who was running that canteen and refreshment stall earlier, the petitioner, according to him, could commence the stall only from 18.12.05. The earlier contractor was conducting the light refreshment stall from 1997 onwards. It appears that his term has been extended by three months. These are matters that met the wisdom of the administration. In deciding such matters, I do not see that there is any statutory duty for the respondents. May be that in the realm of public, duty having regard to the need of the patients, their relatives, staff etc. respondents would be well advised to have canteens. This does not mean that the petitioner has established sufficient legal foundation for the issuance of any direction by this Court for consideration of Ext.P2

representation.

Hence without issuing any directions the petitioner is left with a liberty to seek his remedies before the respondent.

This writ petition is disposed as above.

**THOTTATHIL B. RADHAKRISHNAN,
JUDGE.**

sj

